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Express Mail No. EM406014919US

PATENT

Atty. Docket No. FJN-060  
(3999/63)

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**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

(Original, Design, National Stage of PCT, Supplemental, Divisional, Continuation or CIP)

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**NOVEL PROTEINS AND METHODS FOR PRODUCING THE PROTEINS**

the specification of which (check one):

- ☒ is attached hereto.
- ☐ was filed on \_\_\_\_\_ as Application Serial No. 0 \_\_\_\_\_ / \_\_\_\_\_ or
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to herein.

I acknowledge the continuing duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56.

**PRIORITY CLAIM**

- ☐ A. I hereby claim benefit under 35 U.S.C. 119(c) of United States Provisional Application No. \_\_\_\_\_ filed on \_\_\_\_\_.
- ☒ B. I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and I have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

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- ☐ no such applications have been filed.
- ☒ such applications have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN  
12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO  
THIS U.S. APPLICATION**

Country	Application Number	Date of Filing (mo., day, year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> YES    NO <input type="checkbox"/>

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN  
12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO  
THIS U.S. APPLICATION**

Country	Application Number	Date of Filing (mo., day, year)	Priority Claimed Under 37 USC 119
Japan	54977/1995	Feb. 20, 1995	<input checked="" type="checkbox"/> YES    NO <input type="checkbox"/>
Japan	207508/1995	July 21, 1995	<input checked="" type="checkbox"/> YES    NO <input type="checkbox"/>

- ☒ C. I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. NON-PROVISIONAL APPLICATIONS OR PCT INTERNATIONAL  
APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC §120:**

U.S. APPLICATIONS	U.S. FILING DATE	STATUS
PCT/JP96/00374	Feb. 20, 1996	Pending
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)

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POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Atry Docket No: 16991.017  
Date: February 25, 2004**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):	GOTO <i>et al.</i>	Art Unit:	To Be Assigned
Appln. No.:	To Be Assigned	Examiner:	To Be Assigned
Filing Date:	Herewith		
Title:	Novel Proteins and Methods for Producing the Proteins		

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Sir:

Please place the U.S. Patent &amp; Trademark Office receipt stamp hereon to acknowledge receipt of the following:

1. Transmittal letter (in duplicate);
2. Utility Patent Application Transmittal Form (PTO/SB/05);
3. U.S. Continuation Application Entitled: **Novel Proteins and Methods for Producing the Proteins** containing 86 pages of description prior to claims; 4 pages of claims (31 claims); 11 pages of drawings (Figures 1-15); 1 page of Abstract; 79 pages of a paper copy of the Sequence Listing;
4. a substitute Sequence Listing (81 pages);
5. a substitute Sequence Listing in Computer Readable Form (CRF), on floppy diskette;
6. a Statement Regarding Sequence Submission;
7. a copy of the executed Combined Declaration and Power of Attorney for Patent Application filed in prior application no. 08/915,004;
8. a copy of the executed Revocation of Prior Power of Attorney, Appointment of New Attorneys of Record and Change of Correspondence Address filed in prior application no. 10/232,858;
9. an Appointment of Associate Attorneys;
10. a Preliminary Amendment, including Appendix A;
11. a clean version of the substitute specification (65 pages plus 1 page Abstract);
12. a marked-up version of the substitute specification (70 pages plus 1 page Abstract);
13. a Letter to PTO Draftsperson: Submission of Formal Drawings;
14. twelve (12) sheets of formal drawings (Figures 1A, 1B, 2, 3, 4A, 4B, and 5-15); and
15. two (2) return postcards.

22388 U.S. PTO  
10/785109

Return postcard to:

Danielle M. Edwards (Room 980)